

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 29, 2008

DIVISION TWO

B202631 Trevor Albert (Not for Publication)
 v.
 City of Malibu
 Evans Children's Trust et al.

The judgment is affirmed.

Boren, P.J.

We concur: Ashmann-Gerst, J.
 Chavez, J.

B198379 Fred Rondeau (Not for Publication)
 v.
 Ducommun Aerostructures, Inc., et al.

The order denying the motion to compel arbitration is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Chavez, J.

September 29, 2008 (Continued)

DIVISION TWO (continued)

B201322 People v. Wong (Not for Publication)

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Chavez, J.

B206279 Los Angeles County, D.C.F.S. (Not for Publication)
v.
N.C.

The order under review is affirmed.

Boren, P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

DIVISION THREE

B209498 Ross B. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services (rpi))

The writ petition is denied. The order to show cause issued August 13, 2008, is discharged.

Aldrich, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION THREE (continued)

B195695 People (Not for Publication)

V.

Ricky Randle

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.

Aldrich, J.

B198413 People (Not for Publication)

V.

Steven Williams

B201346 In re Steven Williams on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied.

Aldrich, J.

We concur: Croskey, Acting P.J.

Kitching, J.

B200933 In re H.M.
People (Not for Publication)

V.

H.M.

The juvenile court's order finding true the allegation that H.M. possessed a concealable firearm (Pen. Code § 12101, subd. (a)(1) is affirmed.

Aldrich, J.

We concur: Klein, P.J.

Croskey, J.

DIVISION FIVE

B203608 Jerry Hopkins (Not for Publication)

v.

David Mack et al

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J.

We concur: Turner, P.J.

Armstrong, J.

B204429 In re R.B., et al.

Los Angeles County, D.C F.S. (Not for Publication)

v.

L.C.

The judgment is affirmed.

Kriegler, J.

I concur: Turner, P.J.

I dissent: Armstrong, J.

B203343 People (Not for Publication)

v.

Jose Martinez

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.

Kriegler, J.

September 29, 2008 (Continued)

DIVISION FIVE (continued)

B199379 People (Not for Publication)

V.
Sherman Nesbitt

The matter is remanded for the trial court to exercise its discretion in determining whether to impose sentence consecutively or concurrently. The judgment of conviction is affirmed in all other respects.

Armstrong, Acting P.J.

We concur: Mosk, J.
Kriegler, J.

B197568 John Hanson et al. (Not for Publication)

V.
Leland Smith

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J.

We concur: Armstrong, Acting P.J.
Mosk, J.

DIVISION SIX

B201730 People (Not for Publication)

v.
Sanchez

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

September 29, 2008 (Continued)

DIVISION SIX (continued)

[illegible]

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

[illegible]

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

B202423 People (Not for Publication)
v.
Adams

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

DIVISION SIX (continued)

B201773 Horner (Not for Publication)

v.
Sternberg et al.,

The judgment is affirmed. Costs on appeal are awarded to respondent.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

B199810 Perez (Certified for Publication)

v.
City of Los Angeles

The judgment is affirmed. The parties shall bear their own costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

B201315 People (Not for Publication)

v.
Childress

The appeal is dismissed.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

September 29, 2008 (Continued)

DIVISION SIX (continued)

B204278 People (Not for Publication)
v.
Lopez

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

DIVISION EIGHT

Court convened at 9:08 A.M.

Present: Cooper, P.J., Rubin, J., Flier, J., Bigelow, J. and Emma Jean Amos, deputy clerk.

Each of the following:

B201703 People v. Leach
B198412 People v. Griffin
B200979 People v. Lewis
B201296 People v. Bryan
B204434 DCFS v. E.S.
B204612 People v. Porter
B204470 DCFS v. R.G.
B198634 People v. Wright
B203505 People v. M.F.
B206646 DCFS v. S.D.

Argument waived, cause submitted.

B194598 Doug William
v.
Larry Russ

Merits:

Argued by Holly William for appellant and by Charles Slyngstad for respondent. Cause submitted.

DIVISION EIGHT (continued)

B203240 People
 v.
 George Lobato

Merits:
Argued by David Martin for appellant and argument previously waived by respondent. Cause submitted.

Flier, J. left the bench at 9:57.

Flier, J. returned at 10:30

B204078 Stephen Harris
 v.
 Culver City Bus Lines
 Walton Auto Wrecking & Towing

Appearances:
Joseph Cheung for respondent Culver City Bus Lines and Martin McMahan for respondent Walton Auto Wrecking & Towing. Appellant previously waived argument. Argument waived, cause submitted.

B200771 Microsoft Corporation
 v.
 Future-Link Online, Inc.,

Merits:
Argued by Claudia Serviss for appellant and by Michelle Goodman for respondent. Cause submitted.

B201961 Charlotte Spadaro
 v.
 Bark Avenue

Merits:
Argued by Charlotte Spadaro for appellant and by Jeffrey C. Myers for respondent. Cause submitted.

DIVISION EIGHT (continued)

Flier, J. left the bench at 11:09

Flier, J. returned at 11:35

B199837 T.L. Jenkins
 v.
 Nicey Jenkins et al.

Merits:
Argued by Arezou Kohan for appellant and by Dayton Parcells III for
respondents. Cause submitted.

Bigelow, J. left the bench at 11:37

B203926 Los Angeles County, D.C.S.
 v.
 J.F.,

Appearances:
William Thetford, deputy county counsel, for respondent and by Jennifer
Mack for appellant. Argument waived, cause submitted.

Court recessed.

Court reconvened at 11:49

Present: Cooper, P.J., Rubin, J., Bigelow, J. and Emma Jean Amos, deputy clerk.

B196086 Ariel Preminger et al.
 v.
 Tenzing, LLC et al.

Merits:
Argued by Joel P. Schiff for appellants and by Scott Zimmermann for
respondents. Cause submitted.

Flier, J. returned at 12:41

Cooper, J. left the bench at 12:42

DIVISION EIGHT (continued)

B200581 Thomas Tamayo
 v.
 Anne Steinman

Merits:

Argued by Edgar Borne III for appellant and by Jesse Kaplan for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:41 P.M.

Present: Cooper, P.J., Rubin, J., Flier, J. and Emma Jean Amos, deputy clerk.

B204742 Bassem Yousri
 v.
 Ahmed Aly

Merits:

Argued by George Hynick for respondent and Alana Anaya previously waived argument for appellant. Cause submitted.

B194333 People
 v.
 Marc Neuffer

Merits:

Argued by Gene Vorobyouv for appellant and by Laura Hartquist, deputy attorney general, for respondent. Cause submitted.

Bigelow, J. returned to the bench at 2:34

DIVISION EIGHT (continued)

B200539 Los Angeles County, D.C.F.S.
 v.
 M.C.
 A.C.

Merits:

Argued by M.C., appellant in propria persona, and by Andrea St. Julian for respondent. Kim Nemoy, deputy county counsel, appearance only for respondent DCFS. Cause submitted.

B201536 Fireman's Fund Insurance
 v.
 Sizzler USA Real Property, Inc.

Merits:

Argued by Jerome Jackson for appellant and by Douglas Willens for respondent. Cause submitted.

B189263 Laura Young
 v.
 Exxonmobil Corp., et al.

Merits:

Argued by Ann Guleser and Karl Gerber for appellant and by Martha Doty defendants and appellants. Cause submitted.

Court recessed.

Court returned to the bench at 3:31, Rubin, J., Flier, J., Bigelow, J

.B198155 Yoko Dominguez
 v.
 Javier Gutierrez

Merits:

Argued by Jerry Webb and Stephen Danz for appellant and by Thomas Myers for respondent. Cause submitted.

DIVISION EIGHT (continued)

B195853 Yoko Dominguez
 v.
 Washington Mutual

Merits:

Argued by Jerry Webb and Stephen Danz for appellant and by Mia Farber for respondent. Cause submitted.

B205245 Derrick
 v.
 L.A. County Board of Supervisors

Matter taken off calendar.

Court adjourned.

B165767 People
 v.
 Esquibel

Filed order modifying opinion. (No change in the judgment)